

**§ 2230. Surplus and excess Federal equipment**

The Administrator shall make publicly available, including through the Internet, information on procedures for acquiring surplus and excess equipment or property that may be useful to State and local fire, emergency, and hazardous material handling service providers.

(Pub. L. 93-498, §35, formerly §33, as added Pub. L. 106-503, title I, §105, Nov. 13, 2000, 114 Stat. 2301; renumbered §35, Pub. L. 108-136, div. A, title X, §1057, Nov. 24, 2003, 117 Stat. 1616.)

**§ 2231. Cooperative agreements with Federal facilities**

The Administrator shall make publicly available, including through the Internet, information on procedures for establishing cooperative agreements between State and local fire and emergency services and Federal facilities in their region relating to the provision of fire and emergency services.

(Pub. L. 93-498, §36, formerly §34, as added Pub. L. 106-503, title I, §106, Nov. 13, 2000, 114 Stat. 2301; renumbered §36, Pub. L. 108-136, div. A, title X, §1057, Nov. 24, 2003, 117 Stat. 1616.)

**§ 2232. Burn research****(a) Office**

The Director of the Federal Emergency Management Agency shall establish an office in the Agency to establish specific criteria of grant recipients and to administer grants under this section.

**(b) Safety organization grants**

The Director may make grants, on a competitive basis, to safety organizations that have experience in conducting burn safety programs for the purpose of assisting those organizations in conducting burn prevention programs or augmenting existing burn prevention programs.

**(c) Hospital grants**

The Director may make grants, on a competitive basis, to hospitals that serve as regional burn centers to conduct acute burn care research.

**(d) Other grants**

The Director may make grants, on a competitive basis, to governmental and nongovernmental entities to provide after-burn treatment and counseling to individuals that are burn victims.

**(e) Report****(1) In general**

The Director of the Federal Emergency Management Agency shall submit a report to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives on the results of the grants provided under this section.

**(2) Content**

The report shall contain the following:

(A) A list of the organizations, hospitals, or other entities to which the grants were provided and the purpose for which those entities were provided grants.

(B) Efforts taken to ensure that potential grant applicants are provided with information necessary to develop an effective application.

(C) The Director's assessment regarding the appropriate level of funding that should be provided annually through the grant program.

(D) The Director's assessment regarding the appropriate purposes for such grants.

(E) Any other information the Director determines necessary.

**(3) Submission date**

The report shall be submitted not later than February 1, 2002.

**(f) Authorization of appropriations**

There are authorized to be appropriated for the purposes of this section amounts as follows:

- (1) \$10,000,000 for fiscal year 2001.
- (2) \$20,000,000 for fiscal year 2002.

(Pub. L. 106-398, §1 [[div. A], title XVII, §1703], Oct. 30, 2000, 114 Stat. 1654, 1654A-364.)

**CODIFICATION**

Section was enacted as part of the Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001, and not as part of the Federal Fire Prevention and Control Act of 1974 which comprises this chapter.

**TRANSFER OF FUNCTIONS**

For transfer of functions, personnel, assets, and liabilities of the Federal Emergency Management Agency, including the functions of the Director of the Federal Emergency Management Agency relating thereto, to the Secretary of Homeland Security, and for treatment of related references, see sections 313(1), 551(d), 552(d), and 557 of Title 6, Domestic Security, and the Department of Homeland Security Reorganization Plan of November 25, 2002, as modified, set out as a note under section 542 of Title 6.

**CHAPTER 50—CONSUMER PRODUCT WARRANTIES**

Sec.	Definitions.
2301.	Rules governing contents of warranties.
2302.	(a) Full and conspicuous disclosure of terms and conditions; additional requirements for contents.
	(b) Availability of terms to consumer; manner and form for presentation and display of information; duration; extension of period for written warranty or service contract.
	(c) Prohibition on conditions for written or implied warranty; waiver by Commission.
	(d) Incorporation by reference of detailed substantive warranty provisions.
	(e) Applicability to consumer products costing more than \$5.
2303.	Designation of written warranties.
	(a) Full (statement of duration) or limited warranty.
	(b) Applicability of requirements, standards, etc., to representations or statements of customer satisfaction.
	(c) Exemptions by Commission.
	(d) Applicability to consumer products costing more than \$10 and not designated as full warranties.
2304.	Federal minimum standards for warranties.

Sec.

- (a) Remedies under written warranty; duration of implied warranty; exclusion or limitation on consequential damages for breach of written or implied warranty; election of refund or replacement.
- (b) Duties and conditions imposed on consumer by warrantor.
- (c) Waiver of standards.
- (d) Remedy without charge.
- (e) Incorporation of standards to products designated with full warranty for purposes of judicial actions.
- 2305. Full and limited warranting of a consumer product.
- 2306. Service contracts; rules for full, clear and conspicuous disclosure of terms and conditions; addition to or in lieu of written warranty.
- 2307. Designation of representatives by warrantor to perform duties under written or implied warranty.
- 2308. Implied warranties.
  - (a) Restrictions on disclaimers or modifications.
  - (b) Limitation on duration.
  - (c) Effectiveness of disclaimers, modifications, or limitations.
- 2309. Procedures applicable to promulgation of rules by Commission.
  - (a) Oral presentation.
  - (b) Warranties and warranty practices involved in sale of used motor vehicles.
- 2310. Remedies in consumer disputes.
  - (a) Informal dispute settlement procedures; establishment; rules setting forth minimum requirements; effect of compliance by warrantor; review of informal procedures or implementation by Commission; application to existing informal procedures.
  - (b) Prohibited acts.
  - (c) Injunction proceedings by Attorney General or Commission for deceptive warranty, noncompliance with requirements, or violating prohibitions; procedures; definitions.
  - (d) Civil action by consumer for damages, etc.; jurisdiction; recovery of costs and expenses; cognizable claims.
  - (e) Class actions; conditions; procedures applicable.
  - (f) Warrantors subject to enforcement of remedies.
- 2311. Applicability to other laws.
  - (a) Federal Trade Commission Act and Federal Seed Act.
  - (b) Rights, remedies, and liabilities.
  - (c) State warranty laws.
  - (d) Other Federal warranty laws.
- 2312. Effective dates.
  - (a) Effective date of chapter.
  - (b) Effective date of section 2302(a).
  - (c) Promulgation of rules.
- (2) The term "Commission" means the Federal Trade Commission.
- (3) The term "consumer" means a buyer (other than for purposes of resale) of any consumer product, any person to whom such product is transferred during the duration of an implied or written warranty (or service contract) applicable to the product, and any other person who is entitled by the terms of such warranty (or service contract) or under applicable State law to enforce against the warrantor (or service contractor) the obligations of the warranty (or service contract).
- (4) The term "supplier" means any person engaged in the business of making a consumer product directly or indirectly available to consumers.
- (5) The term "warrantor" means any supplier or other person who gives or offers to give a written warranty or who is or may be obligated under an implied warranty.
- (6) The term "written warranty" means—
  - (A) any written affirmation of fact or written promise made in connection with the sale of a consumer product by a supplier to a buyer which relates to the nature of the material or workmanship and affirms or promises that such material or workmanship is defect free or will meet a specified level of performance over a specified period of time, or
  - (B) any undertaking in writing in connection with the sale by a supplier of a consumer product to refund, repair, replace, or take other remedial action with respect to such product in the event that such product fails to meet the specifications set forth in the undertaking,
 which written affirmation, promise, or undertaking becomes part of the basis of the bargain between a supplier and a buyer for purposes other than resale of such product.
- (7) The term "implied warranty" means an implied warranty arising under State law (as modified by sections 2308 and 2304(a) of this title) in connection with the sale by a supplier of a consumer product.
- (8) The term "service contract" means a contract in writing to perform, over a fixed period of time or for a specified duration, services relating to the maintenance or repair (or both) of a consumer product.
- (9) The term "reasonable and necessary maintenance" consists of those operations (A) which the consumer reasonably can be expected to perform or have performed and (B) which are necessary to keep any consumer product performing its intended function and operating at a reasonable level of performance.
- (10) The term "remedy" means whichever of the following actions the warrantor elects:
  - (A) repair,
  - (B) replacement, or
  - (C) refund;
 except that the warrantor may not elect refund unless (i) the warrantor is unable to provide replacement and repair is not commercially practicable or cannot be timely made, or (ii) the consumer is willing to accept such refund.

**§ 2301. Definitions**

For the purposes of this chapter:

(1) The term "consumer product" means any tangible personal property which is distributed in commerce and which is normally used for personal, family, or household purposes (including any such property intended to be attached to or installed in any real property without regard to whether it is so attached or installed).